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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 22311 of 1994

Between:

1 L. Harinatha Reddy, S/o Madhava Reddy,
R/o 27-255, Gandhi Road,
Madanapalli, Chittoor Dist.
2 A. Girija Reddy, W/o Brahmaputra Reddy,
R/o 2-41, Coop Colony,
Madanapalli,
3 M. Rameeza Bi, W/o Late M. Akbar Sahed,
R/o 16-243, Subhas Road,
Madanapalli, Chittoor Dist.

..... PETITIONERS

AND

1 Revenue Divisional Officer,
Madanapalli, Chittoor Dist.
2 The Municipal Commissioner,
Madanapalli Municipality, Madanapalli, Chittoor Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Mandamus or any othe writ, order or direction holding that the respondents have no authority of law to shift the "Chittoor Bus Stand" and "Banglore Bus Stand" in Madanapalli town and consequetly forbear the respondents from interfering with the petitioners using the said bus stands.

Counsel for the Petitioners : MR.Noushad Ali

Counsel for the Respondent No.1: G.P. for Revenue

Counsel for the Respondent No.2 : Sri R.V.Chalapati

The Court made the following :

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O R D E R :-

Heard both sides.

The only grievance of the petitioners is that they were forced by the respondents to halt their vehicles at a place ear-marked by the Municipality instead of the other place where their vehicles were being halted. The petitioners are private bus operators.

In the counter filed by the 2nd respondent, *inter alia,* it is stated that the petitioners, being private operators, have no right to question the action of the Municipality in connection with shifting of the bus-stand, since the same was provided, keeping in view the convenience of the passengers and that it was never the intention of the Municipality to cause inconvenience or harassment to the petitioners. It was further stated that only on the basis of the representations made by the public, the two bus stands were shifted to a place, which is quiet opposite to the present A.P.S.R.T.C. bus stand, and this would relieve the traffic congestion and allow free flow of traffic in these two bus-stands.

From the above averments made in the counter affidavit, it could be seen that the decision taken by the respondents was only in view of public interest. No apparent, prejudice, approach or inconvenience could be perceived from the impugned action, nor any arbitrariness or irregularity could be discerned therefrom.

For the aforementioned reasons, the Writ Petition is devoid of any merit and the same is hereby dismissed. No costs.

prv

.....ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Revenue Divisional Officer,
Madanapalli, Chittoor Dist.
2 The Municipal Commissioner,
Madanapalli Municipality,

Madanapalli, Chittoor Dist.

3 2CCs to G.P. for Revenue, High Court of A.P. Hyderabad (O.U.T.)

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